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2 **UNITED STATES DISTRICT COURT**

3 **NORTHERN DISTRICT OF CALIFORNIA**

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5 **AMERICAN HOSPITAL ASSOCIATION, ET
AL.,**

6

Plaintiffs,

7

v.

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9 **DEPARTMENT OF HEALTH & HUMAN
SERVICES, ET AL.,**

10

Defendants.

Case No. 4:20-cv-08806-YGR

11 **ORDER TO SHOW CAUSE RE: DISMISSAL
FOR LACK OF SUBJECT-MATTER
JURISDICTION**

12 Re: Dkt. No. 64

13

14 **TO PLAINTIFFS AMERICAN HOSPITAL ASSOCIATION, 340B HEALTH, AMERICA'S
ESSENTIAL HOSPITALS, ASSOCIATION OF AMERICAN MEDICAL COLLEGES, THE CHILDREN'S
HOSPITAL ASSOCIATION, AMERICAN SOCIETY OF HEALTH-SYSTEM PHARMACISTS, AVERA ST.
MARY'S HOSPITAL, RIVERSIDE REGIONAL MEDICAL CENTER, ST. MARY'S MEDICAL CENTER
AND THEIR COUNSEL OF RECORD:**

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16 **YOU ARE HEREBY ORDERED TO SHOW CAUSE** in writing why this case should not be
17 dismissed for lack of subject-matter jurisdiction. (See Dkt. No. 64.) A response to this Order to
18 Show Cause and the pending motion to dismiss (Dkt. No. 64) shall be filed **on or before Monday,**
19 **January 25, 2021.** Defendants Department of Health and Human Services and Secretary Alex M.
20 Azar II may file a reply **on or before Monday February 1, 2021.** The Court **SETS** oral argument
21 on this Order to Show Cause and defendants' motion to dismiss for **Tuesday, February 9, 2021** at
22 **2:00 PM PST** via the Zoom platform. All other briefing schedules and dates remain in place.

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IT IS SO ORDERED.

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Dated: January 13, 2021

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26 
27 **YVONNE GONZALEZ ROGERS**
28 **UNITED STATES DISTRICT JUDGE**